

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

UNITED STATES OF AMERICA	:	CRIMINAL NO. _____
v.	:	DATE FILED: _____
HECTOR GUTIERREZ	:	VIOLATION: 8 U.S.C. § 1326(a), (b)(2) (reentry after deportation – 1 count)

INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

On or about March 11, 2005, in Philadelphia, in the Eastern District of Pennsylvania, defendant

HECTOR GUTIERREZ,

an alien and a citizen and national of Guatemala, who previously had been deported from the United States on or about October 31, 2003, was found in the United States, without first having applied to the United States Attorney General or his successor, the Secretary for Homeland Security (Title 6, United States Code, Sections 202(3), (4) and 557), for permission to reapply for

admission, and without receiving in response the express consent of the Attorney General or his successor to reapply for admission.

In violation of Title 8, United States Code, Section 1326(a), (b)(2).

A TRUE BILL:

FOREPERSON

PATRICK L. MEEHAN
United States Attorney